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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

17 KINDERSTART.COM, LLC, a California) CASE NO.: C 06-2057 JF (RS)
18 limited liability company, on behalf of itself)
19 and all others similarly situated,) [PROPOSED]
20 Plaintiffs,) ORDER GRANTING DEFENDANT
21 v.) GOOGLE INC.'S MOTION TO
22 GOOGLE INC., a Delaware corporation,) DISMISS/STRIKE SECOND AMENDED
23 Defendant.) COMPLAINT
24) Before: Hon. Jeremy Fogel
25) Date: October 27, 2006
26) Time: 9:00 a.m.
27) Courtroom: 3
28)

1 Defendant Google Inc.'s Motion to Dismiss the Second Amended Complaint ("SAC")
2 based upon Rule 8 or in the alternative to Strike Count 3 of the SAC came on for hearing before
3 this Court on October 27, 2006 in Courtroom 3, the Honorable Jeremy Fogel presiding. The
4 Court has reviewed the parties' submissions and heard oral argument and good cause appearing
5 IT IS HEREBY ORDERED THAT Google's Motion to Dismiss based upon Rule 8 is
6 GRANTED. The SAC is dismissed in its entirety.

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8 Dated: _____, 2006

The Honorable Jeremy Fogel

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